

**400 KAR 3:020. Criteria for identifying and designating endangered or threatened species of plants.**

RELATES TO: KRS 146.485, 146.610, 50 C.F.R. 17.12, 23.23

STATUTORY AUTHORITY: KRS 146.485, 146.610

NECESSITY, FUNCTION, AND CONFORMITY: KRS 146.610(2)(a) and (b) authorizes the Kentucky State Nature Preserves Commission to promulgate administrative regulations for the identification and designation of state threatened or endangered plant species. This administrative regulation establishes the requirements for identifying and designating threatened or endangered plants.

Section 1. In addition to the factors established in KRS 146.610(2)(a), the commission shall utilize the following criteria in its identification and designation of additional species:

- (1) Only species that have been described and named in a refereed professional scientific journal and widely accepted among professional botanists shall be considered;
- (2) Hybrids shall not be listed unless they are known to be naturally reproducing; and
- (3) Only plant species native to Kentucky shall be considered. (28 Ky.R. 2122; Am. 2334; eff. 5-16-2002; 33 Ky.R. 1634; 2278; eff. 3-9-07.)